

UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

JOHN DILLON, individually,

Plaintiff,

v.

ALLSTATE FIRE AND CASUALTY  
INSURANCE COMPANY, a foreign  
corporation; MICHELLE WELCH AND  
JOHN DOE WELCH, individually and the  
marital community thereof; DAVID  
BAMFORD AND JANE DOE BAMFORD,  
individually and the marital community  
thereof,

Defendants.

Case No. 3:22-cv-05339-RSM-TLF

**STIPULATION AND ORDER OF  
DISMISSAL OF CLAIMS AND  
PARTIES WITH PREJUDICE**

**[CLERK'S ACTION REQUIRED]**

**STIPULATION**

Pursuant to Fed. R. Civ. P. 41, Plaintiff John Dillon and Allstate Fire and Casualty Insurance Company ("Allstate"), by and through their undersigned counsel, hereby stipulate to the entry of an order dismissing all of Plaintiff's claims against Defendants Michelle Welch, John Doe Welch, David Bamford and Jane Doe Bamford with prejudice and without an award of costs or attorneys' fees, and to amend the caption accordingly.

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE  
(CASE NO. 3:22-CV-05339-RSM-TLF) - 1

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1 The parties further stipulate to the entry of an order dismissing Plaintiff's bad faith,  
 2 unfair practices, and Insurance Fair Conduct Act ("IFCA") claims against Allstate with  
 3 prejudice and without an award of costs or attorneys' fees.

4 This stipulation does not affect Plaintiff's alleged Consumer Protection Act ("CPA")  
 5 claim against Allstate, which is subject to Allstate's pending Partial Motion to Dismiss (Dkt.  
 6 #7) and the Court's ruling on that Motion. This stipulation also does not affect Plaintiff's  
 7 breach of contract claim against Allstate.

8 DATED this 21<sup>st</sup> day of July, 2022.

9  
 10 FOX ROTHSCHILD LLP

COPPINGER CARTER P.S.

11 s/ Bryan Case

s/ Carrie Coppinger Carter

12 Gavin Skok, WSBA #29766  
 13 Bryan Case, WSBA #41781  
 14 Nicholas R. Major, WSBA #49579  
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*Attorneys for Plaintiffs*

**ORDER**

Based on the foregoing Stipulation, it is HEREBY ORDERED THAT:

1. Plaintiff's claims against Michelle Welch, John Doe Welch, David Bamford and Jane Doe Bamford are dismissed with prejudice and without an award of costs or attorneys' fees, and the caption shall be amended accordingly to remove said Defendants.

2. Plaintiff's bad faith, unfair practices, and IFCA claims against Allstate are dismissed with prejudice and without an award of costs or attorneys' fees.

DATED this 3rd day of August, 2022.



RICARDO S. MARTINEZ  
CHIEF UNITED STATES DISTRICT JUDGE